

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Leah E. Appel, et al. :
Examiner: S. T. Tran
APPLICATION NO.: 10/799,536 :
FILING DATE: March 11, 2004 :Group Art Unit: 1615
TITLE: Controlled Release By Extrusion of Solid :
Amorphous Dispersions of Drugs

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Response And Amendment To Office Action Of June 14, 2007

A Notice of Appeal was filed in the above application on December 14, 2007. Applicants' opening brief was accordingly due, without extension, on or before February 14, 2008. Pursuant to the provisions of 37 C.F.R. §1.136(a), an extension of time of four (4) months for filing Applicants' opening brief is being filed herewith, such that the term for response is extended to June 14, 2008.

In lieu of filing an opening brief, Applicants' have elected to withdraw the appeal and file the instant response and amendment as a submission to the non-Final Office Action dated June 14, 2007. Reconsideration and allowance are respectfully requested in light of the amendments and comments below.

A Request For Continued Examination under 37 CFR 1.114 has also been enclosed herewith.

Remarks start on page 2.

Claims start on page 6.